

**PATENT**

Case Docket No. ABGENIX.073A

Date: October 28, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Babcook, et al.  
App. No. : 10/727,155  
Filed : December 2, 2003  
For : ANTIBODIES DIRECTED TO  
TUMOR NECROSIS FACTOR  
AND USES THEREOF  
Group Art Unit : Unknown

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 28, 2004

(Date)

  
Marc C. Baumgartner, Reg. No. 53,976

**LETTER**

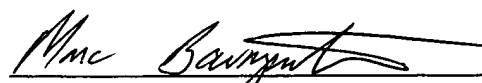
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

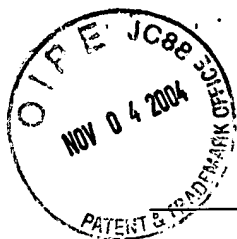
Dear Sir:

On August 31, 2004 Applicants submitted three Declarations in response to the Notice to File Missing Parts mailed April 2, 2004. Two of the Declarations listed "Rozanne Lee" as an inventor while one Declaration listed the same person as "Yen Wah Lee". Ms. Lee signed the Declaration that listed her name as "Yen Wah Lee". A Notice of Incomplete Reply, mailed on September 28, 2004, requested the signature of Rozanne Lee.

The confusion arose because Rozanne Lee and Yen Wah Lee are the same person; "Rozanne" is merely Yen Wah's Americanized name. To support this fact, we note that "Rozanne Lee" and "Yen Wah Lee" have the same listed addresses (35202 Severn Drive, Newark CA 94560) on the previously submitted declarations.

Accordingly, we enclose herein a new declaration signed by Yen Wah Lee that indicates both her natural name (Yen Wah) and Americanized name (Rozanne).

  
Marc C. Baumgartner  
Registration No. 53,976  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550



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Marc C. Baumgartner, Reg. No. 53,976

**TRANSMITTAL LETTER**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**ATTENTION: MAIL STOP MISSING PARTS**

Dear Sir:

In response to the Notice of Incomplete Reply enclosed are the following:

- (X) Letter.
- (X) One Executed Declaration by Inventor.
- (X) An extension of time to respond for in five month(s) is hereby requested.

Time Extension Fee:

(X) Five months

- (X) A Notice of Incomplete Reply.
- (X) Return prepaid postcard.
- (X) Fees as calculated below:

11/04/2004 SSESHE1 00000078 10727155 1130.00 0P  
01 FC:1255

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Case Docket No. ABGENIX.073A

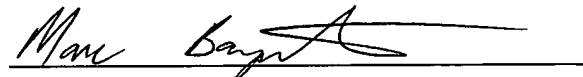
Date: October 28, 2004

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FILING FEE	\$ 0
ADDITIONAL CLAIM FEE	\$ 0
FEE FOR EXTENSION OF TIME (LARGE ENTITY) Five Months	\$ 2,080
Three month extension previously paid	- 950
	\$ 1,130
SURCHARGE 37 CFR 1.16(e)	\$ + 0
TOTAL OF ABOVE CALCULATIONS	\$ 1,130
TOTAL FEES SUBMITTED HEREWITH	\$ 1,130

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- (X) A check in the amount of \$1,130 to cover the above fees is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

  
\_\_\_\_\_  
Marc C. Baumgartner  
Registration No. 53,976  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

Jfw

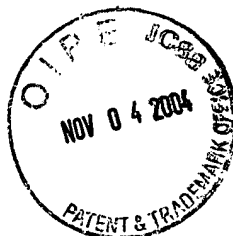


## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/727,155	12/02/2003	John S. Babcook	ABGENIX.073A

20995  
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 FOURTEENTH FLOOR  
 IRVINE, CA 92614



CONFIRMATION NO. 5639

## FORMALITIES LETTER



\*OC000000013916452\*

Date Mailed: 09/28/2004

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 08/31/2004 to the Notice to File Missing Parts (Notice) mailed 04/02/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Rozanne Lee*

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Meaza W*  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**COPY**